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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.
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08/422,360 04/17/95 LOWENSTEIN M HML-201-A-1

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MMC2/1124

EXAMINER

HUYNH, K

ART UNIT	PAPER NUMBER
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2836

DATE MAILED:

11/24/00

Please find below and/or attached an Office communication concerning this application or proceeding.

**Commissioner of Patents and Trademarks**

## Office Action Summary

Application No.  
08/422,360

Applicant(s)

Lowenstein

Examiner

Kim Huynh

Group Art Unit  
2836 Responsive to communication(s) filed on Oct 16, 2000 This action is FINAL. Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

A shortened statutory period for response to this action is set to expire 3 month(s), or thirty days, whichever is longer, from the mailing date of this communication. Failure to respond within the period for response will cause the application to become abandoned. (35 U.S.C. § 133). Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

### Disposition of Claims

 Claim(s) 22-41 is/are pending in the application.

Of the above, claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

 Claim(s) 33-38 is/are allowed. Claim(s) 22-32 and 39-41 is/are rejected. Claim(s) \_\_\_\_\_ is/are objected to. Claims \_\_\_\_\_ are subject to restriction or election requirement.

### Application Papers

 See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948. The drawing(s) filed on \_\_\_\_\_ is/are objected to by the Examiner. The proposed drawing correction, filed on \_\_\_\_\_ is  approved  disapproved. The specification is objected to by the Examiner. The oath or declaration is objected to by the Examiner.

### Priority under 35 U.S.C. § 119

 Acknowledgement is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d). All  Some\*  None of the CERTIFIED copies of the priority documents have been received. received in Application No. (Series Code/Serial Number) \_\_\_\_\_. received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\*Certified copies not received: \_\_\_\_\_

 Acknowledgement is made of a claim for domestic priority under 35 U.S.C. § 119(e).

### Attachment(s)

 Notice of References Cited, PTO-892 Information Disclosure Statement(s), PTO-1449, Paper No(s). \_\_\_\_\_ Interview Summary, PTO-413 Notice of Draftsperson's Patent Drawing Review, PTO-948 Notice of Informal Patent Application, PTO-152

--- SEE OFFICE ACTION ON THE FOLLOWING PAGES ---

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## DETAILED ACTION

### *Continued Prosecution Application*

1. The request filed on 10/16/00 for a Continued Prosecution Application (CPA) under 37 CFR 1.53(d) based on parent Application No. 08/422,360 is acceptable and a CPA has been established. An action on the CPA follows.

The communication mailed 11/1/00 is moot and therefore withdrawn in light of the abovementioned request for a CPA.

### *Claim Rejections - 35 USC § 103*

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 22-33 and 39 are rejected under 35 U.S.C. 103(a) as being unpatentable over applicant's admitted prior art (page 1, lines 1 *et seq.*) in view of Stacey and Thanawala.

Claims 22-32 and 39 essentially repeat the limitations as cited in appealed claims 1-11 and 20-21 which <sup>have</sup> ~~has been~~ affirmed by the board (Appeal No. 1997-1187, decision render 7/25/00, see pages 3-8 of the opinion) and therefore rejected accordingly. Despite a slight difference in

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wording of the newly submitted claims 22-32, these claims cover the same thing as recited in the appealed claims 1-11 and 20-21.

Note claim 22 recites the first completely-passive parallel resonant circuit having three passive electrical branches, this is the same as a circuit having three passive electrical component connected in parallel as cited in the appealed claim 1.

4. Claims 40-41 are rejected under 35 U.S.C. 103(a) as being unpatentable over applicant's admitted prior art (page 1, lines 1 *et seq.*) in view of Stacey and Thanawala and further in view of Kininis (US 5,880,719).

Claim 39 is rejected as cited above except the nonlinear load comprises a computer having a monitor connected thereto and housing member having connectors for connection to said monitor and said computer. Note these limitations are cited in appealed claims 13-14 which <sup>have</sup> has been rejected by the board (Appeal No. 1997-1187, decision render 7/25/00, see pages 13-14 of the opinion) and therefore rejected accordingly.

***Allowable Subject Matter***

5. Claims 33-38 are allowed because the independent claims 33, 36, and 37 contain the same subject matter as cited in the original claims 12, 15, and 17 which applicant was affirmed by the Board of Appeals and Interferences (decision rendered 7/25/00).

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*Conclusion*

6. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kim Huynh whose telephone number is (703) 308-1678.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0956.

A handwritten signature in black ink, appearing to read "Kim Huynh".

Kim Huynh

KH

November 22, 2000